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P10L-41 3A (08-04)

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Applicant Initiated Interview Request Form					
Application No.: 10/043071		First Named Applicant: Groz			
Examiner: Matthew D. Hoel		Art Unit: 3714		Status of Application: Pending	
Tentative Participants:					
(1) Mark Nowotarski (agent)		(2) Marc Groz (applicant)			
(3) Matthew D. Hoel (examiner)		(4) Scott Jones (Sr. examiner)			
Proposed Date of Interview: June 4, 2008			Proposed Time: 2:00 PM (AM/PM)		
Type of Interview Requested:					
(1) <input type="checkbox"/> Telephonic (2) <input checked="" type="checkbox"/> Personal (3) <input type="checkbox"/> Video Conference					
Exhibit To Be Shown or Demonstrated: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO					
If yes, provide brief description: Presentation of applicant's personal notebook in support of swear back. View television interview of applicant regarding invention. Review of expert declaration by T. Bakos.					
Issues To Be Discussed					
Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) Review of applicant's personal notebook to determine if it contains additional evidence to support swear back of Silva			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2) View television interview of applicant to determine if it provides evidence in support of non-obviousness.			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3) Review expert declaration by T. Bakos regarding disclosures in cited references.			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4) Discuss proposed amendment to overcome 112 rejection			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/> Continuation Sheet Attached					
Brief Description of Arguments to be Presented:					
See Attached Sheet					
NOTE: This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01).					
This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.					
Applicant/Applicant's Representative Signature			Examiner/SPE Signature		
Typed/Printed Name of Applicant or Representative Mark Nowotarski					
Registration Number, if applicable 47,828					

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Applicant Initiated Interview Request Form (cont)

Application No.: 10/043,071	First Named Applicant: Groz
Examiner: Matthew D. Hoel	Art Unit: 3714 Status of Application: Pending

Items to be discussed.

The Examiner has indicated that the swear back of the Silva reference could be perfected if additional evidence were provided. Applicant will bring his personal notebook with entries from the critical period to review with the Examiner to determine if suitable evidence is provided therein.

The Examiner has indicated that he has not been able to view the television interview of the applicant submitted on DVD. Applicant will bring a laptop with the interview so that the Examiner may view it.

The Examiner has asserted that certain elements of the claimed invention can be found in the cited references. Applicant will provide expert declaration by Tom Bakos FSA MAAA on which elements are and are not found in references.

The Examiner has rejected claim 42 as being indefinite due to a conditional clause therein. Applicant will present a proposed amendment to overcome said rejection. The proposed amendment to step d of claim 42 is:

d) conducting said game such that there is an outcome of said game wherein said outcome may has the potential to comprise the designation of a portion of said tokens as winning tokens and said outcome ~~may has the potential to~~ additionally comprise the designation of at least one of said winning tokens as a large gaming prize winning token;